DECLARATION AND POWER OF ATTORNEY

As a below named inventor, I hereby declare that I believe I am the original, first and sole inventor (if only one name is listed below) or an original, first and joint inventor (if plural names are listed below) of the subject matter which is claimed and for which a patent is sought in the application entitled

DEVICE AND METHOD FOR POSITIONING HUMERAL HEAD OF A HUMERUS PROSTHESIS

(c)		THROPLASTY		, the specific	audii di wi	LICII
	heck one)	X	is attached her			
· 10.			was filed on _			as
3		United States Applic	ation Serial No	 		or
ايبر 1000		PCT International A	pplication No			
TOM E		and was amended or				 ·
<u>o</u> /			(if applicable)			
DE MARK						
		that I have reviewed a				ned
specificatio	n, including th	ne claims, as amended	by any amendment	referred to herei	n.	
Ιa	cknowledge th	ne duty to disclose info	rmation which is m	atarial to natanta	bility as d	efined
		ral Regulations, §1.56		aterial to patenta	onity as u	Simed
m ride 57,	Code of 1 cde	ai regulations, 91.50	•			
TH	ereby claim fo	reign priority benefits	under Title 35 Uni	ited States Code	8119(2)-((d) of any
		patent or inventor's co				
		below any foreign application on whi			meate nav	mg a
ming date	reiote mat of t	ne application on whi	ch priority is claime	u.		
Prior Foreig	gn Application	1(8)			Priorit	y Claime
7 1101 1 0101	511 1 sppiication	(3)			1 110110	, Claim
27 1 2						
(Number)	(Country)	(Day/Mo	nth/Year Filed)		Yes	No
						
(Number)	(Country)	(Day/Mo:	nth/Year Filed)		Yes	No
					•	
7 1		enefit under Title 35,	United States Code,	§ 119(e) of any U	Jnited Stat	tes
		1: -4 - 3 1: -1 - : : :				
	application(s)	listed below.				
provisional		listed below.		1.1.20.2000	`	
provisional 60/221,657		listed below.		July 28, 2000)	
provisional		listed below.		July 28, 2000 Filing Date)	
provisional 60/221,657		isted below.)	
provisional 60/221,657 Application	ı Number	listed below.		Filing Date)	
provisional 60/221,657	ı Number	listed below.)	
60/221,657 Application	Number			Filing Date Filing Date		
provisional 60/221,657 Application Application I h	Number Number nereby claim th	ne benefit under Title		Filing Date Filing Date ode, §120 of any	United Sta	
60/221,657 Application Application I happlication	Number Number nereby claim the (s) listed below	ne benefit under Title v	ubject matter of each	Filing Date Filing Date ode, §120 of any and of the claims of	United Sta	cation is
60/221,657 Application Application I h application not disclose	Number Number nereby claim the (s) listed belowed in the prior	ne benefit under Title wand, insofar as the submitted States applicate	ubject matter of each tion in the manner p	Filing Date Filing Date ode, §120 of any of the claims of the file.	United Sta this applications	cation is aph of
Application Application Application application not disclose Title 35, Un	Number Number nereby claim the (s) listed belowed in the prior nited States Co	ne benefit under Title s v and, insofar as the s United States applicated	ubject matter of each tion in the manner p dge the duty to discl	Filing Date Filing Date ode, §120 of any of the claims of the claims of the file ose material info	United Sta this application of the contraction of the contraction as	cation is aph of defined
Application Application Application application not disclose Title 35, Utin Title 37,	Number Number nereby claim the claim the prior claim the prior claim the prior claim the food of Feder	ne benefit under Title s v and, insofar as the s United States applicated ode, §112, I acknowled	ubject matter of each tion in the manner p dge the duty to disclo (a) which occurred b	Filing Date Filing Date ode, §120 of any of the claims of the claims of the filing between the filing betw	United Sta this application of the contraction of the contraction as	cation is aph of defined
Application Application Application application not disclose Title 35, Utin Title 37,	Number Number nereby claim the claim the prior claim the prior claim the prior claim the food of Feder	ne benefit under Title s v and, insofar as the s United States applicated	ubject matter of each tion in the manner p dge the duty to disclo (a) which occurred b	Filing Date Filing Date ode, §120 of any of the claims of the claims of the filing between the filing betw	United Sta this application of the contraction of the contraction as	cation is aph of defined
Application Application Application application not disclose Title 35, Utin Title 37,	Number Number nereby claim the claim the prior claim the prior claim the prior claim the food of Feder	ne benefit under Title s v and, insofar as the s United States applicated ode, §112, I acknowled	ubject matter of each tion in the manner p dge the duty to disclo (a) which occurred b	Filing Date Filing Date ode, §120 of any of the claims of the claims of the filing between the filing betw	United Sta this application of the contraction of the contraction as	cation is aph of defined
Application Application Application ont disclose Title 35, Unin Title 37, application	Number Number Pereby claim the solic the prior of the prior of the prior code of Feder and the nation	ne benefit under Title v and, insofar as the s United States applicato ode, §112, I acknowled ral Regulations, §1.56 nal or PCT internation	ubject matter of each tion in the manner p dge the duty to discle (a) which occurred be nal filing date of this	Filing Date Filing Date ode, §120 of any n of the claims of provided by the filing ose material info petween the filing s application:	United Sta Tthis applice Test paragra Trination as g date of th	cation is aph of sidefined he prior
Application Application Application ont disclose Title 35, Unin Title 37, application	Number Number nereby claim the claim the prior claim the prior claim the prior claim the food of Feder	ne benefit under Title s v and, insofar as the s United States applicated ode, §112, I acknowled	ubject matter of each tion in the manner p dge the duty to discle (a) which occurred be nal filing date of this	Filing Date Filing Date ode, §120 of any of the claims of the claims of the filing between the filing betw	United Sta Tthis applice Test paragra Trination as g date of th	cation is aph of sidefined he prior
Application Application Application ont disclose Title 35, Unin Title 37, application	Number Number Pereby claim the solic the prior of the prior of the prior code of Feder and the nation	ne benefit under Title v and, insofar as the s United States applicato ode, §112, I acknowled ral Regulations, §1.56 nal or PCT internation	ubject matter of each tion in the manner p dge the duty to discle (a) which occurred be nal filing date of this	Filing Date Filing Date ode, §120 of any n of the claims of provided by the filing ose material info petween the filing s application:	United Sta Tthis applice Test paragra Trination as g date of th	cation is aph of sidefined he prior

And I hereby appoint Paul J. Maginot, Registration No. 34,984, Bradford G. Addison, Registration No. 41,486, Harold C. Moore, Registration No. 37,892, Bruce J. Bowman, Registration No. 35,458, David M. Lockman, Registration No. 34,214 and Jeffrey D. Carter, Registration No. 37,795 as attorneys of record with full power of substitution and revocation, to prosecute this application and to transact all business in the Patent and Trademark Office connected therewith. Please direct all communications regarding the application to:

Paul J. Maginot, Esq. Maginot, Addison & Moore 111 Monument Circle, Suite 3000 Bank One Center/Tower Indianapolis, Indiana 46204-5130 Telephone (317) 638-2922 Facsimile (317) 638-2139

I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under §1001 of Title 18 of the United States Code and that such willful false statements may jeopardize the validity of the application or any patent issued thereon.

Full name of first inventor Brian Maronev		
Inventor's signature	Date:	
Residence 505 Glenmore Drive, Ft. Wayne, Indiana 46804		
Citizenship United States of America		
Post Office Address Same as above		
Full name of second inventor Michael Coon		
Inventor's signature	Date:	
Residence 3095 S. Trail Ridge, Warsaw, Indiana 46580		
Citizenship United States of America		
Past Office Address Same as above		
Full name of third inventor Jeffrey Ondrla		
Inventor's signature	Date:	
Decidence 6122 E 450 N. Leechurg Indiana 46529		
Citizenship United States of America		
Post Office Address Same as above		
Full name of fourth inventor Todd Durniak		
Inventor's signature	Date:	
Residence 10418 Indian Ridge, Ft. Wayne, Indiana 46814		
Citizenship United States of America		
Post Office Address Same as above		
Full name of fifth inventor Joseph Iannotti, M.D., Ph.D.		
Inventor's signature	Date:	
Residence		
Citizenship United States of America		
Post Office Address Same as above		

•	
Full name of sixth inventor Gerald Williams, M.D.	
Inventor's signature	Date:
Residence	
Citizenship United States of America	
Post Office Address Same as above	